

Town of Frederick Board of Trustees



Eric Doering, Mayor

Tony Carey, Mayor Pro Tem
Gerry Pfirsch, Trustee
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Rafer Burnham, Trustee
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AM 2010-075

To Consider Granting Permission to American Legion Sam DiPaolo Post 1985 to use a Portion of Crist Park for the Operation of a "Beer Garden" at the 2010 Miners' Day Memorial Celebration

Agenda Date: Town Board Meeting - August 10, 2010

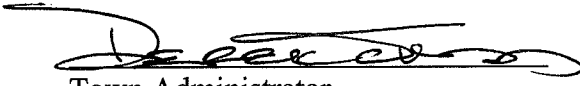
Attachments:

- a. Request letter
- b. Application

Fiscal Note: None noted or provided Fiscal note


Administrative Services Director

Submitted by: 
Administrative Services Director

Approved for Presentation: 
Town Administrator

AV Use Anticipated Projector _____ Laptop _____

Certification of Board Approval:

Town Clerk

Date

Summary Statement:

The American Legion Sam DiPaolo Post 1985 has submitted a Special Events Permit (liquor License) application for the operation of a "Beer Garden" at the Miners' Day Memorial Celebration. The American Legion Sam DiPaolo Post 1985 will need to have permission from the Town Board of Trustees to utilize a portion of Crist Park for operation of the "Beer Garden".

Detail of Issue/Request:

The American Legion Sam DiPaolo Post 1985 is requesting permission from the Town of Frederick Board of Trustees to operate a "Beer Garden" at Crist Park on September 18, 2010, as a part of the Miners' Day Memorial Celebration. The Frederick Municipal Code prohibits open containers or the

consumption of any alcohol beverage in public, unless the premises are lawfully licensed for consumption of alcohol beverages and as part of the application process is to have written permission from the owner for the use of the premises, the American Legion Sam DiPaolo Post 1985 is requesting such permission.

An application has been submitted, all fees will be paid and the property will be posted for ten (10) days if permission is granted. The posted notice will reflect a public hearing date of August 24th at which time the local liquor licensing authority can either approve or deny the proposed Special Event Permit Liquor License Application.

Legal/Political Considerations:

The Boulder Valley Girls Softball Association has already been authorized to operate a beer garden in the park for Miner's Day. The question is, is it appropriate to issue two special events permits for this event?

Alternatives/Options:

Grant permission for the American Legion Sam DiPaolo Post 1985 to operate a "Beer Garden" at the Miners' Day Memorial Celebration.

Deny permission for the American Legion Sam DiPaolo Post 1985 to operate a "Beer Garden" at the Miners' Day Memorial Celebration.

Financial Considerations:

Not applicable.

Staff Recommendation:

Staff seeks direction from the Board.